



1 (Proceedings commenced 10:20 a.m., March 26, 2015.)

2 THE COURT: Good morning. This is the matter of  
3 United States of America versus Andrew Lambert Silicani,  
4 Case No. 15-CR-57.

5 I note the presence of Charity Peyton, student intern  
6 with the United States Attorney's Office, and Thomas Szott,  
7 also Assistant United States Attorney, and on behalf of  
8 Mr. Silicani, Assistant Federal Public Defender.

9 Mr. Barrett, would you and your client please come to  
10 the podium.

11 Mr. Silicani, I need to ask you some questions to make  
12 sure you understand what we're doing here today. Before I do  
13 that, I will ask the courtroom deputy to administer an oath.

14 (Defendant sworn.)

15 THE COURT: Sir, are you currently under the influence  
16 of any alcohol or controlled substances?

17 THE DEFENDANT: No, Your Honor.

18 THE COURT: Suffering from any mental or physical  
19 condition that would make it difficult for you to understand  
20 what we're doing here today?

21 THE DEFENDANT: No, Your Honor.

22 THE COURT: And are you currently under the care of a  
23 medical provider and taking any prescription medication?

24 THE DEFENDANT: No, Your Honor.

25 THE COURT: Mr. Silicani, the purpose of the hearing

1 today is to go over with you the nature of each of the four  
2 charges you face and also discuss the maximum penalties for  
3 those charges, and then I will be asking you to formally enter  
4 pleas to those charges. It is my expectation that you will be  
5 entering not guilty pleas.

6 If so, we will establish a trial date in your case,  
7 along with some other deadlines, and that should essentially  
8 conclude our business for purposes of today.

9 Do you understand what we're doing, sir?

10 THE DEFENDANT: Yes, Your Honor.

11 THE COURT: And have you received a copy of the  
12 Indictment in your case?

13 THE DEFENDANT: Yes, Your Honor.

14 THE COURT: And have you had a chance to read through  
15 that before your appearance today?

16 THE DEFENDANT: Yes, Your Honor.

17 THE COURT: Let's take just a moment and go through  
18 this together. Sir, as you can see, you're charged with four  
19 separate counts of use of interstate commerce facilities in the  
20 commission of murder for hire.

21 Specifically, Count 1 alleges that on or about  
22 December 29th, 2014, in the District of Wyoming and elsewhere,  
23 the defendant, Andrew Lambert Silicani, used the mail with  
24 intent that the murders of his mother and stepfather be  
25 committed in violation of the laws of the State of Wyoming as

1 consideration for a promise and agreement to pay things of  
2 pecuniary value, to wit, cash proceeds of his mother's life  
3 insurance policy.

4 This is in violation of 18 United States Code, Section  
5 1958.

6 Count 2 alleges that on or about January 13th, 2015,  
7 in the District of Wyoming and elsewhere, the defendant, Andrew  
8 Lambert Silicani, used the mail with intent that the murders of  
9 his mother and stepfather be committed in violation of the laws  
10 of the State of Wyoming as consideration for a promise and  
11 agreement to pay things of pecuniary value, to wit, cash  
12 proceeds of his mother's life insurance policy.

13 This is in violation of 18 United States Code, Section  
14 1958.

15 Count 3 alleges on or about January 29, 2015, in the  
16 District of Wyoming and elsewhere, the defendant, Andrew  
17 Lambert Silicani, used the mail with the intent that the  
18 murders of his mother and stepfather be committed in violation  
19 of the laws of the State of Wyoming as consideration for a  
20 promise and agreement to pay things of pecuniary value, to wit,  
21 cash proceeds of his mother's life insurance policy, in  
22 violation of 18 United States Code, Section 1958.

23 And finally, Count 4 alleges on or about February  
24 18th, 2015, in the District of Wyoming and elsewhere, the  
25 defendant, Andrew Lambert Silicani, used the mail with the

1 intent that the murders of his mother and stepfather be  
2 committed in violation of the laws of the State of Wyoming as  
3 consideration for a promise and agreement to pay things of  
4 pecuniary value, to wit, cash proceeds of his mother's life  
5 insurance policy, this in violation of 18 United States Code,  
6 Section 1958.

7 And then, Mr. Silicani, attached to the Indictment  
8 should be a penalty summary which outlines the maximum  
9 penalties that you face if convicted of one or all four of  
10 these offenses.

11 Do you see that document, sir?

12 THE DEFENDANT: Yes, Your Honor.

13 THE COURT: Each of those counts separately carries  
14 with it a term of up to 10 years in prison, a fine of up to  
15 \$250,000, 3 years of supervised release following any period of  
16 confinement, and a mandatory \$100 special assessment.

17 If you were convicted of all four counts and they were  
18 to run consecutively, that is, one after another, you face  
19 total penalties of up to 40 years in prison, a fine of up to \$1  
20 million, 3 years of supervised release following any period of  
21 confinement, and \$400 worth of special assessments.

22 Mr. Silicani, do you understand the general nature of  
23 these charges and also the maximum penalties for them?

24 THE DEFENDANT: Yes, Your Honor.

25 THE COURT: Mr. Barrett, is Mr. Silicani prepared to

1 enter pleas at this time?

2 MR. BARRETT: He is, Your Honor. We will be entering  
3 pleas of not guilty to each count.

4 THE COURT: Very well. Mr. Silicani, as to charge --  
5 excuse me -- as to Count 1 contained in the Indictment alleging  
6 use of interstate commerce facilities in the commission of  
7 murder for hire, how do you plead?

8 THE DEFENDANT: Not guilty, Your Honor.

9 THE COURT: As to Count 2 which alleges use of  
10 interstate commerce facilities in the commission of murder for  
11 hire, how do you plead?

12 THE DEFENDANT: Not guilty, Your Honor.

13 THE COURT: As to Count 3 which alleges use of  
14 interstate commerce facilities in the commission of murder for  
15 hire, how do you plead?

16 THE DEFENDANT: Not guilty, Your Honor.

17 THE COURT: And finally, as to Count 4, which likewise  
18 alleges use of interstate commerce facilities in the commission  
19 of murder for hire, how do you plead?

20 THE DEFENDANT: Not guilty, Your Honor.

21 THE COURT: Your not guilty pleas will entered as a  
22 matter of record.

23 One moment, please.

24 It appears preliminarily speedy trial runs on or about  
25 May 19th. Any objections to that preliminary calculation?

1 Mr. Barrett.

2 MR. BARRETT: No, Your Honor.

3 THE COURT: And Mr. -- rather, Ms. Payton. Excuse me.

4 MS. PAYTON: No, Your Honor.

5 THE COURT: Accordingly, then, we will schedule a jury  
6 trial for May 18th of this year at 8:30 a.m. before Judge  
7 Freudenthal here in this courthouse. Again that's May 18th at  
8 8:30 a.m.

9 Mr. Barrett, is 20 days sufficient for the filing of  
10 any motions?

11 MR. BARRETT: It is, Your Honor. Thank you.

12 THE COURT: And, Ms. Payton, with respect to the  
13 Government's position on discovery and grand jury transcripts?

14 MS. PAYTON: Your Honor, we ask for the standard Rule  
15 16 discovery with a protective order prohibiting copying  
16 materials, and releasing the grand jury transcripts, there's no  
17 objection to that.

18 THE COURT: All right. Very well. We'll enter our  
19 standard Rule 16 discovery order with the protective order  
20 provision that precludes photocopying or copying of any  
21 materials.

22 I will also enter an order that authorizes the release  
23 of the grand jury transcripts.

24 Mr. Barrett, is there anything else I can address for  
25 you or your client today?

1 MR. BARRETT: No, Your Honor, not at this time. Thank  
2 you.

3 THE COURT: Very well.

4 Ms. Payton, anything further for the United States?

5 MS. PAYTON: No, Your Honor.

6 THE COURT: All right. If there's nothing further, I  
7 will remand Mr. Silicani back to the custody of the United  
8 States Marshal, and we will stand in recess.

9 (Proceedings concluded 10:34 a.m., March 26, 2015.)

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C E R T I F I C A T E

I, JANET DAVIS, Federal Official Court Reporter for the United States District Court for the District of Wyoming, a Registered Diplomat Reporter and Federal Certified Realtime Reporter, do hereby certify that I reported by machine shorthand the foregoing proceedings contained herein on the aforementioned subject on the date herein set forth, and that the foregoing pages constitute a full, true and correct transcript.

Dated this 10th day of August, 2015.

*/s/ Janet Davis*

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JANET DAVIS  
Registered Diplomat Reporter  
Federal Certified Realtime Reporter  
United States Court Reporter